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Counterclaim Plaintiff,
APPLE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELAN MICROELECTRONICS
CORPORATION,

Plaintiff and Counterclaim
Defendant,

v.

APPLE INC.,

Defendant and Counterclaim
Plaintiff.

Case No. C-09-01531 RS (PSG)

STIPULATION AND ~~PROPOSED~~
ORDER TO HEAR THE FURTHER
CASE MANAGEMENT CONFERENCE
IN CONJUNCTION WITH ELAN'S
MOTION FOR PARTIAL SUMMARY
JUDGMENT

Hon. Richard Seeborg

Date: July 14, 2011
Time: 1:30 p.m.
Department 3, 17th Floor

Defendant Apple, Inc. ("Apple") and Plaintiff Elan Microelectronics Corporation ("Elan") and, by and through their respective counsel of record, hereby stipulate as follows:

WHEREAS, the Court has scheduled a Further Case Management Conference at 10:00 a.m. on July 14, 2011 to address the need and procedure for further claim construction proceedings;

WHEREAS, Elan has filed a motion entitled Elan Microelectronics Corporation's Notice of Motion and Motion for Partial Summary Judgment of Infringement of U.S. Patent 5,825,352 and the hearing on Elan's motion has been set for 1:30 p.m. on July 14, 2011;

WHEREAS, in view of the relationship between the issues to be discussed at the Further Case Management Conference and on Elan's motion, the parties have agreed, subject to the Court's approval, that it may be more convenient and productive for the Court and the parties to hold the Further Case Management Conference in conjunction with Elan's Motion for Partial Summary Judgment at 1:30 p.m. on July 14, 2011 rather than earlier that morning.

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties, through their respective counsel, that, subject to the Court's approval, the Further Case Management Conference be rescheduled and held in conjunction with the hearing on Elan's Motion for Partial Summary Judgment at 1:30 p.m. on July 14, 2011.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: June 7, 2011

/s/ Sean P. DeBruine
Sean P. DeBruine

ALSTON & BIRD LLP
Attorneys For Elan Microelectronics Corporation

DATED: June 7, 2011

/s/ Sonal N. Mehta
Sonal N. Mehta

WEIL, GOTSHAL & MANGES LLP
Attorneys for Apple Inc.

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

2
3
4 DATED: 6/7/11



Honorable Richard Seeborg
United States District Court Judge

FILER'S ATTESTATION

I, Sonal N. Mehta, am the ECF User whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER TO HEAR THE FURTHER CASE MANAGEMENT CONFERENCE IN CONJUNCTION WITH ELAN'S MOTION FOR PARTIAL SUMMARY JUDGMENT. In compliance with General Order 45, paragraph X.B. I hereby attest that Sean DeBruine has concurred in this filing.

By: /s/ Sonal N. Mehta
Sonal N. Mehta